

LAW OFFICES

RONALD L. TOBIA •▲
JILL TOBIA SORGER •■

TOBIA & SORGER ESQS., LLC

A LIMITED LIABILITY CORPORATION OF LAWYERS

COUNSEL

SAL M. ANDERTON •■

BAR AFFILIATIONS

NJ BAR •
FLA BAR ▲
NY BAR ■

500 SUPER BOULEVARD
HARRISON, NEW JERSEY 07029

1-973-746-6000

FAX: 1-973-509-1578

EMAIL: RTOBIA@TOBIASORGER.COM
EMAIL: JSORGER@TOBIASORGER.COM
EMAIL: SANDERTON@TOBIASORGER.COM

TRENTON OFFICE
172 W. STATE STREET
P.O. BOX 2041
TRENTON, NJ 08607
609-393-1442
609-393-1990 FAX

FLORIDA OFFICE

4302 HOLLYWOOD BOULEVARD
SUITE 171
HOLLYWOOD, FL 33021
973-746-6000

Reply to: Harrison, NJ Office

July 22, 2008

Honorable Magistrate Judge Kevin Nathaniel Fox
United States District Court
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007

VIA ELECTRONIC FILING

**Re: The New York City District Council of Carpenters Pension Fund, et al. v.
Fine and Excellent All Window Treatment Installation, Inc.
Case No.: 07-cv-6197**

Dear Judge Fox:

This office represents Fine and Excellent All Window Treatment Installation, Inc. and Fernando Figueroa in connection with the above matter, upon which Your Honor has written a Report and Recommendation to Judge Barbara S. Jones on June 20, 2008.

Please be advised that my firm has represented the company throughout settlement discussions which began on or about January 9, 2007. I have dealt with attorney, Steve Kasarda, Esq., and other representatives of the Fund, at numerous meetings and telephone conferences.

I have never received any Notice of Arbitration even though I am the attorney of record for the company. Consequently, I was never notified of an Arbitration Hearing or any Court proceedings. If I were notified I would have certainly appeared at the Arbitration and during the Court process.

I respectfully request an opportunity to present evidence on behalf of my client in this matter. Thank you for your anticipated cooperation.

Very truly yours,

TOBIA & SORGER ESQS., LLC

/s/ Ronald L. Tobia, Esq.

RONALD L. TOBIA, ESQ.

RLT: cf

cc: Steve C. Kasarda, Esq. (Via Email skasarda@odblaw.com)
Fine & Excellent All Window Treatment Installations, Inc.
Roger Mahr, Arbitrator (Via Email: striker52@aol.com)